APPENDIX I

Claim Amendments :

Amend claim 12 and cancel claims 24-25 as set forth in the following listing of claims:

1. (*canceled*)

2. (*canceled*)

3. (*canceled*)

4. (*canceled*)

5. (*canceled*)

6. (*canceled*)

7. (*canceled*)

8. (*canceled*)

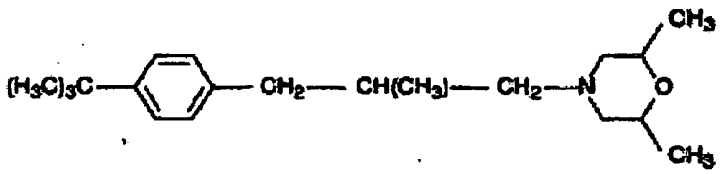
9. (*canceled*)

10. (*canceled*)

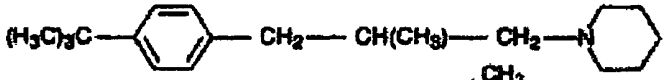
11. (*canceled*)

12. (*currently amended*) A fungicidal mixture, comprising as active components

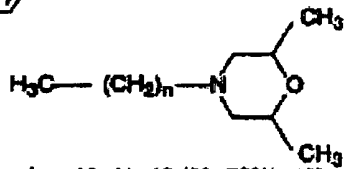
a) a morpholine or piperidine compound I selected from the group of ~~compounds Ia, Ib, Ic and Id~~ compounds Ia, Ib, and Ic



(Ia)

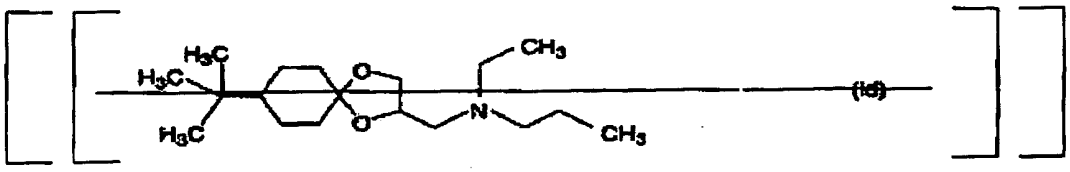


(Ib)



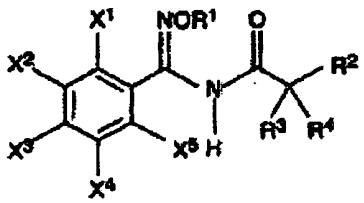
(Ic)

(n = 10, 11, 12 (60–70%), 13)



and

b) a compound of formula II



(II)

wherein

X^1 is C_1-C_4-haloalkyl or C_1-C_4-haloalkoxy;

X^2 is hydrogen or C_1-C_4-alkyl;

X^3 is hydrogen or C_1-C_4-alkyl;

X^4 is halogen;

X^5 is halogen;

R^1 is methylenecyclopropyl, methylenecyclopentyl, methylenecyclohexyl or methylenecyclohexenyl;

R^2 is phenyl which is optionally substituted by halogen, C_1-C_4-alkoxy or C_1-C_4-alkyl;

R^3 and R^4 are, independently of one another, hydrogen or C_1-C_4-alkyl;

in a synergistically effective amount.

13. (*previously presented*) The mixture defined in claim 12, wherein R^1 is methylenecyclopropyl.

14. (*previously presented*) The mixture defined in claim 12, wherein R^2 is phenyl.

15. (*previously presented*) The mixture defined in claim 12, wherein R^3 or R^4 is hydrogen.

16. (*previously presented*) The mixture defined in claim 12, wherein R^3 and R^4 are hydrogen.

17. (*previously presented*) The mixture defined in claim 12, wherein X^2 or X^3 is hydrogen.

18. (*previously presented*) The mixture defined in claim 12, wherein X^2 and X^3 are hydrogen.

19. (*previously presented*) The mixture defined in claim 12, wherein X^4 is chlorine or fluorine.

20. (*previously presented*) The mixture defined in claim 12, wherein X^5 is chlorine or fluorine.

21. (*previously presented*) The mixture defined in claim 12, wherein
X^2 is hydrogen;
X^3 is hydrogen;
R^1 is methylenecyclopropyl;
R^2 is phenyl; and
R^3 and R^4 are hydrogen.

22. (*previously presented*) The mixture defined in claim 12, which is conditioned in two parts, wherein one part comprises one or more compounds I in a solid or liquid carrier and the other part comprises one or more compounds of the formula II in a solid or liquid carrier.

23. (*previously presented*) A method for controlling harmful fungi, which comprises treating the fungi, their habitat or the materials, plants, seeds, soils, areas or spaces to be protected against fungal attack with the mixture defined in claim 12, where the compounds I and one or more compounds of formula II are applied simultaneously, that is either together or separately, or successively.

24. (*canceled*) ~~The mixture defined in claim 21, wherein compound I is selected from the group of compounds Ia, Ib and Ic.~~

25. (*canceled*) ~~The mixture defined in claim 12, wherein compound I is selected from the group of compounds Ia, Ib and Ic.~~

26. (*previously presented*) The mixture defined in claim 25, wherein in the compound of formula II
X^1 is trifluoromethyl or difluoromethoxy;
X^2 is hydrogen;
X^3 is hydrogen;
X^4 is chlorine or fluorine;
X^5 is chlorine or fluorine;
R^1 is methylenecyclopropyl;
R^2 is phenyl; and
R^3 and R^4 are hydrogen.

27. (*previously presented*) The mixture defined in claim 12, wherein in the compound of formula II

X^1 is trifluoromethyl or difluoromethoxy;
X^2 is hydrogen;
X^3 is hydrogen;
X^4 is chlorine or fluorine;
X^5 is chlorine or fluorine;
R^1 is methylenecyclopropyl;
R^2 is phenyl; and
R^3 and R^4 are hydrogen.

28. (*previously presented*) The method of claim 23, wherein compound I is selected from the group of compounds Ia, Ib and Ic.

29. (*previously presented*) The method of claim 28, wherein in the compound of formula II
X^2 is hydrogen;
X^3 is hydrogen;
X^4 is chlorine or fluorine;
R^1 is methylenecyclopropyl;
R^2 is phenyl; and
R^3 and R^4 are hydrogen.

30. (*previously presented*) The method of claim 29, wherein in the compound of formula II
X^1 is trifluoromethyl or difluoromethoxy; and
X^5 is chlorine or fluorine.

31. (*previously presented*) The method of claim 23, wherein in the compound of formula II
X^2 is hydrogen;
X^3 is hydrogen;
X^4 is chlorine or fluorine;
R^1 is methylenecyclopropyl;
R^2 is phenyl; and
R^3 and R^4 are hydrogen.

32. (*previously presented*) The method of claim 31, wherein in the compound of formula II
X^1 is trifluoromethyl or difluoromethoxy; and
X^5 is chlorine or fluorine.

33. (*previously presented*) The mixture defined in claim 12, which comprises the compound I and the compound of formula II in a ratio by weight of from 20:1 to 1:20.

34. (*previously presented*) The method of claim 23, wherein the compound I and the compound of formula II are applied in a ratio by weight of from 20:1 to 1:20.

35. (*previously presented*) The method of claim 23, wherein the mixture is applied in an amount of from 0.01 to 10 kg/ha.

36. (*previously presented*) The method of claim 23, wherein the mixture is applied to seeds in an amount of from 0.001 to 250 g/kg.

37. (*previously presented*) The method of claim 23, wherein the compound I is applied in an amount of from 0.01 to 2.5 kg/ha.

38. (*previously presented*) The method of claim 23, wherein the compound of formula II is applied in an amount of from 0.01 to 2 kg/ha.